



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#15
7-11-03

In re application of:

Karen L. FINCHER *et al.*

Appln. No.: 09/637,086

Filed: August 11, 2000

Title: **Nucleic Acid Molecules and Other
Molecules Associated with Plants**

Art Unit: 1631

Examiner: Marjorie A. MORAN

Atty. Docket: 16517.001/38-21(51375)B

Confirmation No.: 8111

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TECH CENTER 1600/2900

**Notice of Appeal from the Examiner to the
Board of Patent Appeals and Interferences**

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Decision of the Examiner dated April 9, 2003, that resulted in Applicants having claims that have been twice or finally rejected.

Authorization to charge the official fees for this filing is given in the accompanying transmittal letter. A duplicate copy of this Notice is attached.

07/08/2003 EAREGAY1 00000058 502387 09637086

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Respectfully submitted,

Lawrence M. Lavin, Jr.

Lawrence M. Lavin, Jr. (Reg. No. 30,768)
by David R. Marsh (Reg. No. 41,408)

Date: July 7, 2003

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APPS
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July 7, 2003

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Re: U.S. Patent Application No. 09/637,086
Filed: August 11, 2000
Title: **Nucleic Acid Molecules and Other Molecules Associated
With Plants**
Inventors: Karen L. FINCHER *et al.*
Atty. Docket: 16517.001/38-21(51375)B

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (USPTO):

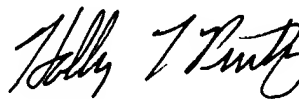
1. a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (in duplicate); and
2. a return postcard.

Applicants request that the \$320.00 fee for filing a notice of appeal be charged to Deposit Account No. 50-2387, referencing matter number 16517.001/51375B.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

In the event that extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned. Applicants do not believe any additional fees are due in conjunction with this filing. However, if any fees under 37 C.F.R. §§ 1.16 or 1.17 are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387, referencing matter number 16517.001/51375B. A duplicate copy of this letter is enclosed.

Respectfully submitted,



David R. Marsh (Reg. No. 41,408)
Holly Logue Prutz (Reg. No. 47,755)

Attachments